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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/023,451	12/17/2001	Debra D. Pittman	GIA-001.01	2327

7590 08/06/2004

Foley Hoag LLP
155 Seaport Boulevard
Boston, MA 02210

EXAMINER

MAHATAN, CHANNING

ART UNIT	PAPER NUMBER
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1631

DATE MAILED: 08/06/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

10/023,451



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082004

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Commissioner for Patents

The response, filed on 26 April 2004, to the 'Restriction/Election Requirement', mailed 22 March 2004, is not fully responsive because of the following omission(s) or matter(s): Applicants' have failed to properly respond to the 'Restriction/Election Requirement'. It is noted Applicants' elected, with traverse, Group IV (claims 15-19 and 40; drawn to a solid surface of detection agents). However, Applicants' did not elect a patentable distinct gene, wherein a further 'Gene Election Requirement' applicable to Group IV was also set forth (page 4). Proper response will consist of the selection of a restriction group, where applicable a gene, and whether the selection is with or without traverse. See 37 C.F.R. § 1.111. Since the above-mentioned reply appears to be bona fide, Applicants are given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 C.F.R. § 1.136(a).

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1988), 1156 OG 61 (November 16, 1993), and 1157 OG 94 (December 28, 1993) (See 37 C.F.R. § 1.6(d)). The CM1 Fax Center number is either (703) 872-9306.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Channing S. Mahatan whose telephone number is (571) 272-0717. The Examiner can normally be reached on M-F (8:30-5:00).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael P. Woodward, Ph.D., can be reached on (571) 272-0722.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547.

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Date: July 29, 2004
Examiner Initials: esm

MARIANNE P. ALLEN
PRIMARY EXAMINER